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June 15, 2018

**BY EMAIL**

Ms. Lisa J. Stevenson  
Acting General Counsel  
Federal Election Commission  
1050 First Street, NE  
Washington, DC 20463

**Re: MUR 7367 - Response of Brindisi for Congress and Jennifer May, in her capacity as Treasurer; Friends of Anthony J. Brindisi and Lorraine McGovern, in her capacity as Treasurer; and New York State Assemblyman Anthony J. Brindisi**

Dear Ms. Stevenson:

This response is submitted on behalf of the above-referenced respondents in response to the Commission's letters dated April 24, 2018, notifying each respondents of a complaint filed by Mr. Heath Phillips, designated by the Commission as MUR 7367.<sup>1</sup>

To the extent Mr. Phillips' complaint recites any facts purporting to "describe a violation of a statute or regulation over which the Commission has jurisdiction,"<sup>2</sup> Mr. Phillips states that he "went to [Mr. Brindisi's] Congressional account [*i.e.*, Brindisi for Congress] and can not find any donations listed from his Assembly account [*i.e.*, Friends of Anthony J. Brindisi] . . . ."<sup>3</sup>

Although Mr. Phillips was apparently unable to "find" the two contributions from Friends of Anthony J. Brindisi listed on Brindisi for Congress' FEC reports, the contributions were, in

<sup>1</sup> This response is filed timely pursuant to an extension granted by Commission staff.

<sup>2</sup> See 11 CFR § 111.4(d)(3).

<sup>3</sup> Mr. Phillips attached printouts to his complaint that appear to be from the New York State Board of Elections listing two reported \$1,000 contributions from Friends of Anthony J. Brindisi to Brindisi for Congress.

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fact, there to be *found*. Specifically, one \$1,000 contribution received on August 4, 2017, is itemized on Page 192 of the Brindisi for Congress October 15 Quarterly FEC Report<sup>4</sup> and a second \$1,000 contribution received January 18, 2018, is itemized on Page 396 of the April 15 Quarterly FEC Report.<sup>5</sup>

Accordingly, pursuant to 52 U.S.C. § 30109, this matter should be dismissed.<sup>6</sup>

Respectfully Submitted,

Brad Deutsch  
*Counsel to Brindisi for Congress,  
Friends of Anthony J. Brindisi,  
and Anthony J. Brindisi*

GSB:9468133.1

<sup>4</sup> Copy attached and also available at <http://docquery.fec.gov/pdf/854/201710139075643854/201710139075643854.pdf> (Transaction ID: VTR1M9RQX90).

<sup>5</sup> Copy attached and also available at <http://docquery.fec.gov/pdf/665/201804159108235665/201804159108235665.pdf> (Transaction ID: VTR1MCPDF00).

<sup>6</sup> Respondents note that the two \$1,000 contributions – one in 2017 and one in 2018 – are fully compliant and consistent with both 11 CFR § 110.1 (contribution limit) and 11 CFR § 100.5 (political committee). Furthermore, the contributions from Friends of Anthony J. Brindisi to Brindisi for Congress contained only federally permissible funds.

# SCHEDULE A (FEC Form 3) ITEMIZED RECEIPTS

Use separate schedule(s) for each category of the Detailed Summary Page	FOR LINE NUMBER:		PAGE 192 OF 227	
	(check only one)			
	<input type="checkbox"/> 11a 12	<input type="checkbox"/> 11b 13a	<input checked="" type="checkbox"/> 11c 13b	<input type="checkbox"/> 11d 14

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)  
**Brindisi for Congress**

**A. Friends Of Abinanti**

Full Name (Last, First, Middle Initial)  
Mailing Address 291 Bear Ridge Rd

City Pleasantville State NY Zip Code 10570-1801

FEC ID number of contributing federal political committee. **C**

Name of Employer Occupation

Receipt For: 2018  
 Primary  General  
 Other (specify) ▼

Election Cycle-to-Date  
250.00

Date of Receipt  
09 15 2017

Transaction ID : VTR1MAE2GC1

Amount of Each Receipt this Period  
250.00

Memo Item

Permissible Funds

**B. Friends Of Alicia Hyndman**

Full Name (Last, First, Middle Initial)  
Mailing Address 19143 116Th Ave

City Saint Albans State NY Zip Code 11412-3101

FEC ID number of contributing federal political committee. **C**

Name of Employer Occupation

Receipt For: 2018  
 Primary  General  
 Other (specify) ▼

Election Cycle-to-Date  
250.00

Date of Receipt  
09 11 2017

Transaction ID : VTR1MADTSC7

Amount of Each Receipt this Period  
250.00

Memo Item

Permissible Funds

**C. Friends Of Anthony Brindisi**

Full Name (Last, First, Middle Initial)  
Mailing Address 1818 South St

City Utica State NY Zip Code 13501-2740

FEC ID number of contributing federal political committee. **C**

Name of Employer Occupation

Receipt For: 2018  
 Primary  General  
 Other (specify) ▼

Election Cycle-to-Date  
1000.00

Date of Receipt  
08 04 2017

Transaction ID : VTR1M9RQX90

Amount of Each Receipt this Period  
1000.00

Memo Item

Permissible Funds

<b>SUBTOTAL of Receipts This Page (optional)</b> .....▶	1500.00
<b>TOTAL This Period (last page this line number only)</b> .....▶	

**SCHEDULE A (FEC Form 3)  
ITEMIZED RECEIPTS**

Use separate schedule(s) for each category of the Detailed Summary Page		FOR LINE NUMBER: (check only one)	PAGE 396 OF 495
<input type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input checked="" type="checkbox"/> 11c	<input type="checkbox"/> 11d
<input type="checkbox"/> 12	<input type="checkbox"/> 13a	<input type="checkbox"/> 13b	<input type="checkbox"/> 14
			<input type="checkbox"/> 15

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NAME OF COMMITTEE (In Full)  
**Brindisi for Congress**

A. Full Name (Last, First, Middle Initial) <b>Friends Of Anthony Brindisi</b>			Date of Receipt M M / D D / Y Y Y Y 01 / 18 / 2018
Mailing Address 1818 South St			Transaction ID : VTR1MCPDF00
City Utica	State NY	Zip Code 13501-2740	Amount of Each Receipt this Period 1000.00
FEC ID number of contributing federal political committee. C			Memo Item
Name of Employer	Occupation		Comprised of Permissible Funds
Receipt For: 2018 <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼	Election Cycle-to-Date 2000.00		

B. Full Name (Last, First, Middle Initial) <b>Friends Of Billy Jones</b>			Date of Receipt M M / D D / Y Y Y Y 03 / 29 / 2018
Mailing Address PO Box 491			Transaction ID : VTR1MD8N8Q9
City Chateaugay	State NY	Zip Code 12920-0491	Amount of Each Receipt this Period 250.00
FEC ID number of contributing federal political committee. C			Memo Item
Name of Employer	Occupation		Comprised of Permissible Funds
Receipt For: 2018 <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼	Election Cycle-to-Date 500.00		

C. Full Name (Last, First, Middle Initial) <b>Friends Of Donna Lupardo</b>			Date of Receipt M M / D D / Y Y Y Y 03 / 29 / 2018
Mailing Address PO Box 302			Transaction ID : VTR1MD8N8K8
City Binghamton	State NY	Zip Code 13902-0302	Amount of Each Receipt this Period 1000.00
FEC ID number of contributing federal political committee. C			Memo Item
Name of Employer	Occupation		Comprised of Permissible Funds
Receipt For: 2018 <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼	Election Cycle-to-Date 2000.00		

<b>SUBTOTAL</b> of Receipts This Page (optional).....▶	2250.00
<b>TOTAL</b> This Period (last page this line number only).....▶	